

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BARRETT *et al.*

Application No.: 10/816,551

Filed: March 31, 2004

For: TREATING OR PREVENTING HOT
FLASHES USING PRODRUGS OF GABA
ANALOGS

Customer No.: 20686

Confirmation No. 9974

Examiner: KIM, Jennifer M.

Technology Center/Art Unit: 1617

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§1.97(b)(4) and 1.98**

MAIL STOP RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The Examiner is requested to consider the references noted on the enclosed Form PTO/SB/08a during examination of the above-identified patent application. These references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting these references, no representation is made or implied that the references are or are not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Pursuant to the requirements of 37 C.F.R. § 1.98(a)(2)(ii), only copies of the foreign references and non-patent literature documents are provided. Copies of the U.S. patent and U.S. patent application publication references are not provided, unless required by the Office.

This Information Disclosure Statement is being filed after the filing of a Request for Continued Examination and before the first Office Action after the Request for Continued Examination. Accordingly, pursuant to 37 C.F.R. § 1.97(b)(4), no fees are due with respect to this filing. However, should any such fees or petitions be required, please consider this a request therefor and authorization to charge Deposit Account No. 04-1415 as necessary.

If the Examiner has any questions, please contact the undersigned attorney.

Dated: November 11, 2009

Respectfully submitted,

/David L. Walker/

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